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November 17, 2003

Commissioner of Patents  
U.S. Patent and Trademark Office  
2011 South Clark Place  
Customer Window  
Crystal Plaza Two, Lobby, Room 1B03  
Arlington, VA 22202

**RECEIVED**  
DEC 01 2003  
TECH CENTER 1600/2900

Re: Amendment and Response  
Appl. No.: 09/910,757  
Filed: July 24, 2001  
Title: **The Translation Enhancer Element of the  
Human Amyloid Precursor Protein Gene**  
Inventor(s): Rogers, Jack  
Atty. Dkt.: 7570/73233 (81994/282402)

Dear Sir:

The following documents are being forwarded herewith for appropriate action by the U.S.  
Patent and Trademark Office:

1. Amendment and Response Under 37 C.F.R. § 1.111 with a copy of the Second Preliminary Amendment attached; and
2. One return postcard.

\*ADMITTED TO D.C. BAR; D.C. PRACTICE OF  
ALL OTHERS LIMITED TO FEDERAL COURTS  
AND AGENCIES

**CALCULATION OF ADDITIONAL FEES**

Applicant(s) have calculated additional fees as follows:

	No. After Amendment	No. Previously Paid for	No. Extra	Rate	Fee
Total Claims Fee	30	28=	10	\$ 18.00	180.00
Independent Claims Fee	1	3 =	0	\$ 86.00	0.00
Multiple Dependent Claims Fee				\$ 290.00	0.00
Total Additional Claims Fee					180.00
<b>TOTAL FEES DUE</b>					<b>180.00</b>

The Commissioner is hereby authorized to charge the fees listed above to our Deposit Account No. 06-1135 under Order No. 7570/73233. The Commissioner is also hereby authorized to charge any fee deficiency with respect to this filing and any other fee required in connection with the present case, or credit any overpayment, to our Deposit Account No. 06-1135 under Order No. 7570/73233.

It is respectfully requested that the enclosed postcard be stamped with the date the enclosed documents are received by the PTO and that it be returned as soon as possible.

Very truly yours,

FITCH, EVEN, TABIN & FLANNERY



Michael A. Sanzo  
Reg. No. 36,912  
Attorney for Applicant

MAS:ct  
Enclosures



**THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re patent application of:

Rogers, Jack

Appl. No.: 09/910,757

Filed: July 24, 2001

For: **The Translation Enhancer Element  
of the Human Amyloid Precursor  
Protein Gene**

Art Unit: 1647

Examiner: S. Turner

Atty. Dkt. 7570/73233  
(Formerly 81994/282402)

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DEC 01 2003

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**Amendment and Response Under 37 C.F.R. § 1.111**

Commissioner for Patents  
U.S. Patent and Trademark Office  
2011 South Clark Place  
Customer Window  
Crystal Plaza Two, Lobby, Room 1B03  
Arlington, VA 22202

Sir:

In response to the Office Action dated September 4, 2003, Applicant respectfully requests reconsideration of the above-captioned application in view of the following amendments and remarks.

**Amendments to the Specification** begin on page 2 of the present document.

**Amendments to the Claims** begin on page 3 of the present document.

**Remarks/Arguments** begin on page 5 of the present document.

11/20/2003 WADELRI 00000083 061135 09910757  
01 FC:1202 180.00 DA